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OFFICE OF PETITIONS

In re Application of :
Lorin :
Application No. 09/367,623 :
Filed: November 23, 1999 : **DECISION ON PETITION**
Attorney Docket No. RCA89726 :

This is a decision on the reconsideration petition under the unintentional provisions of 37 CFR 1.137(b), filed January 24, 2008, to revive the above-identified application.


This application became abandoned for failure to timely and properly reply to the final Office action, mailed February 9, 2004, which set an extendable three month period for reply. On July 30, 2004 (certificate of mailing date July 28, 2004), petitioner filed an amendment after final in response to the February 9, 2004 final Office action and a three month extension of time. This amendment after final failed to place the application in *prima facie* condition for allowance. Therefore, the application became abandoned on August 10, 2004. A Notice of Abandonment was mailed on January 26, 2005.

Applicant has submitted a RCE and required fee and amendment in reply to the February 9, 2004 final Office action, an acceptable statement of the unintentional nature of the delay in responding to the February 9, 2004 final Office action, and the petition fee.

The petition is **GRANTED**.

After the mailing of this decision the application will be forwarded to Technology Center AU 4113 for consideration of the RCE and amendment filed on August 2, 2007.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.


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